



**Tennessee Department of Environment and Conservation**  
**Division of Water Pollution Control**  
**Mining Section**  
**3711 Middlebrook Pike**  
**Knoxville, Tennessee 37921-6538**  
**PHONE (865) 594-6035 FAX (865) 594-5253**

**Public Participation Opportunities**

**October 16, 2008**

**Public Notice M2008-17**

**Last Day to Submit Comments: November 18, 2008**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

**Individual NPDES Permits**

***Coal Proposed Issuance***

Applicant	<b>Pine Mountain Properties</b>
Facility	<b>Rarity Mountain</b>
NPDES Permit Number	<b>TN0069272</b>
County	Campbell
Street Address	Big Four Mountain Road
City	Jellico
Zip	37766
Description of Activity	Treated wastewater and storm water
Receiving Stream	Wet weather conveyance to unnamed tributary to Laurel Fork
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°32'39"
Facility Longitude	84°06'10"
Permit Writer	DAT

***Coal Proposed Reissuance***

Applicant	<b>Mountainside Coal Company</b>
Facility	<b>Eagan Mountain Surface Mine</b>
NPDES Permit Number	<b>TN0076295</b>
County	Claiborne
Street Address	7692 South Highway 25W
City	Williamsburg, KY
Zip	40769
Description of Activity	Reclamation
Receiving Stream	Tackett Creek and Clear Fork
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°32'17"
Facility Longitude	83°58'23"
Permit Writer	MES

Applicant **Sequatchie Valley Coal Corporation**

Facility **Main Area**  
NPDES Permit Number **TN0079162**  
County Sequatchie  
Street Address 443 SVC Road  
City Dunlap  
Zip 37327  
Description of Activity Reclaimed surface coal mine  
Receiving Stream Dry Creek, He Creek, Big He Creek and Little He Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 35°30'39"  
Facility Longitude 85°31'31"  
Permit Writer DAT

***Non-Coal Proposed Reissuance***

Applicant **Rogers Group, Inc.**  
Facility **Whites Creek Pike Quarry**  
NPDES Permit Number **TN0057452**  
County Davidson  
Street Address 2855 Whites Creek Pike  
City Nashville  
Zip 37207  
Description of Activity Limestone quarry  
Receiving Stream Ewing Creek  
Effluent Description Treated wastewater and storm water  
Facility Latitude 36°13'30"  
Facility Longitude 86°48'17"  
Permit Writer SJT

Applicant **Tipton County Gravel Company**  
Facility **Bradshaw Pit**  
NPDES Permit Number **TN0071641**  
County Tipton  
Street Address 819 Baskin Road  
City Burlison  
Zip 38015  
Description of Activity Sand and gravel mining  
Receiving Stream Unnamed tributary to Indian Creek Canal  
Effluent Description Treated wastewater and storm water  
Facility Latitude 35°33'07"  
Facility Longitude 89°45'52"  
Permit Writer KBG

***Non-Coal Proposed Modification and Reissuance***

Applicant **Loyston Road Quarry**  
Facility **Loyston Road Quarry**  
NPDES Permit Number **TN0072150**  
County Union  
Street Address 569 Loyston Road  
City Maynardville  
Zip 37807  
Description of Activity Limestone mining and processing  
Receiving Stream Unnamed tributary to Bullrun Creek  
Effluent Description Treated wastewater and storm water

Facility Latitude 36°10'51"  
Facility Longitude 83°55'36"  
Permit Writer KBG

### ***Non-Coal Proposed Termination***

Applicant **The Tennessee Coal Company**  
Facility **Mine 10 (Reclamation)**  
NPDES Permit Number **TN0070921**  
County Anderson  
Street Address Beech Grove Road  
City Lake City  
Zip 37769  
Description of Activity Reclaimed underground coal mine  
Receiving Stream Beech Grove Fork  
Effluent Description Treated wastewater and storm water  
Facility Latitude 36°13'45"  
Facility Longitude 84°12'02"  
Permit Writer JPJ

TDEC is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-5253 or by e-mail at [Gary.Mullins@state.tn.us](mailto:Gary.Mullins@state.tn.us). Comments must be received by the end of comment period date (see page 1).

### **How to Request a Public Hearing:**

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

### **How the Department Will Proceed:**

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

### **To Obtain Permit Details:**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email [Tina.E.Jones@state.tn.us](mailto:Tina.E.Jones@state.tn.us) or call (865) 594-5616 to schedule an appointment for the review(s).

### **List of Permit Writers**

<b>KBG</b>	<b>Kristen Gettelfinger</b>	<b>865-594-5545</b>	<a href="mailto:Kristen.Gettelfinger@state.tn.us">Kristen.Gettelfinger@state.tn.us</a>
<b>JPJ</b>	<b>Jesse Jones</b>	<b>865-594-5543</b>	<a href="mailto:Jesse.P.Jones@state.tn.us">Jesse.P.Jones@state.tn.us</a>
<b>GWM</b>	<b>Gary Mullins</b>	<b>865-594-5536</b>	<a href="mailto:Gary.Mullins@state.tn.us">Gary.Mullins@state.tn.us</a>
<b>MRR</b>	<b>Micheal Robbins</b>	<b>865-594-5542</b>	<a href="mailto:Micheal.Robbins@state.tn.us">Micheal.Robbins@state.tn.us</a>

MES	Michael Swanger	865-594-5585	<a href="mailto:Michael.Swanger@state.tn.us">Michael.Swanger@state.tn.us</a>
SJT	Steven Turaski	865-594-5584	<a href="mailto:Steven.Turaski@state.tn.us">Steven.Turaski@state.tn.us</a>
DAT	Dave Turner	865-594-5541	<a href="mailto:Dave.Turner@state.tn.us">Dave.Turner@state.tn.us</a>

### ***State of Tennessee Antidegradation Policy***

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

### **State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).